

### **REMARKS**

In the Amendment having a Certificate of Mailing dated December 31, 2008 filed in response to the Office Action mailed October 1, 2008, reference was made to an English translation, under Declaration, of priority Japanese Patent Application No. 2003-362122 filed October 22, 2003.

It is believed that the English translation, under Declaration, was inadvertently not enclosed with the Amendment.

Enclosed herewith is an English translation, under Declaration, of priority Japanese Patent Application No. 2003-362122 filed October 22, 2003.

**CONCLUSION**

An action on the merits is respectfully requested.

Respectfully submitted,

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